



15w 3731#

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of MADAUS et al. Serial No. 10/070,346 Filed: June 21, 2002 Title: DEVICE FOR DETECTING THE RESPIRATORY ACTIVITY OF A PERSON

Atty Dkt. 4750-13 C# M# TC/A.U. 3731

Examiner: Glenn K. Dawson

Date: January 6, 2006

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Correspondence Address Indication Form Attached.

Fees are attached as calculated below:

Total effective claims after amendment 13 minus highest number previously paid for 20 (at least 20) = 0 x \$50.00 \$0.00 (1202)/\$0.00 (2202) \$ Independent claims after amendment 3 minus highest number previously paid for 3 (at least 3) = 0 x \$200.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add \$360.00 (1051)/\$180.00 (2051) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) One Month Extension \$120.00 (1251)/\$60.00 (2251) Two Month Extensions \$450.00 (1252)/\$225.00 (2252) Three Month Extensions \$1020.00 (1253)/\$510.00 (2253) Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$ 1020.00

Terminal disclaimer enclosed, add \$130.00 (1814)/ \$65.00 (2814) \$

Applicant claims "small entity" status. Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: \$

TOTAL FEE ENCLOSED \$ 1020.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor Arlington, Virginia 22203-1808 Telephone: (703) 816-4000 Facsimile: (703) 816-4100 PTB:jck

NIXON & VANDERHYE P.C. By Atty: Paul T. Bowen, Reg. No. 38,009

Signature: [Handwritten signature]



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

MADAUS et al.

Atty. Ref.: 4750-13; Confirmation No. 2918

Appl. No. 10/070,346

TC/A.U. 3731

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For: **DEVICE FOR DETECTING THE RESPIRATORY ACTIVITY OF A PERSON**

* * * * *

January 6, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT AFTER *EX PARTE* QUAYLE ACTION

In reply to the Official Action dated August 8, 2005 (for which petition is hereby made for a three month extension of time), please amend the above-identified application as follows:

01/09/2006 SZEWDIE1 00000045 10070346

01 FC:1253

1020.00 0P